

Quid Novi



THE MCGILL UNIVERSITY FACULTY OF LAW NEWSLETTER

MONTRÉAL, WEDNESDAY, MARCH 18, 1981

Administrative

The Curriculum Committee Report came out a few days ago and it instantly generated criticism and controversy among faculty members and students. There is now some question as to whether the report, in its present form, will be accepted by Faculty Council.

There are, however, some redeeming features. First, the report effectively rationalizes the national program; secondly, it reduces the number of courses necessary to graduate by increasing the credit weight of certain courses. (e.g. Both civil law and common law property courses as well as Trusts and Real Estate.) Thirdly, it creates certain new courses in important areas which have previously been untreated in the Faculty (e.g. Debtor-Creditor Relations and Equity.)

Unfortunately, there are a number of deficiencies in the report from a student's point of view. First, it does not go far enough in reducing the course load required to graduate; secondly, it has the effect of limiting student choice in course selection; thirdly, the Committee has not given sufficient attention to an overhaul of the Civil Law program particularly in the teaching of Civil Procedure and Evidence. Finally, the report neither eliminates two credit courses nor assures that one term four credit courses will not be transformed into two term four credit courses.

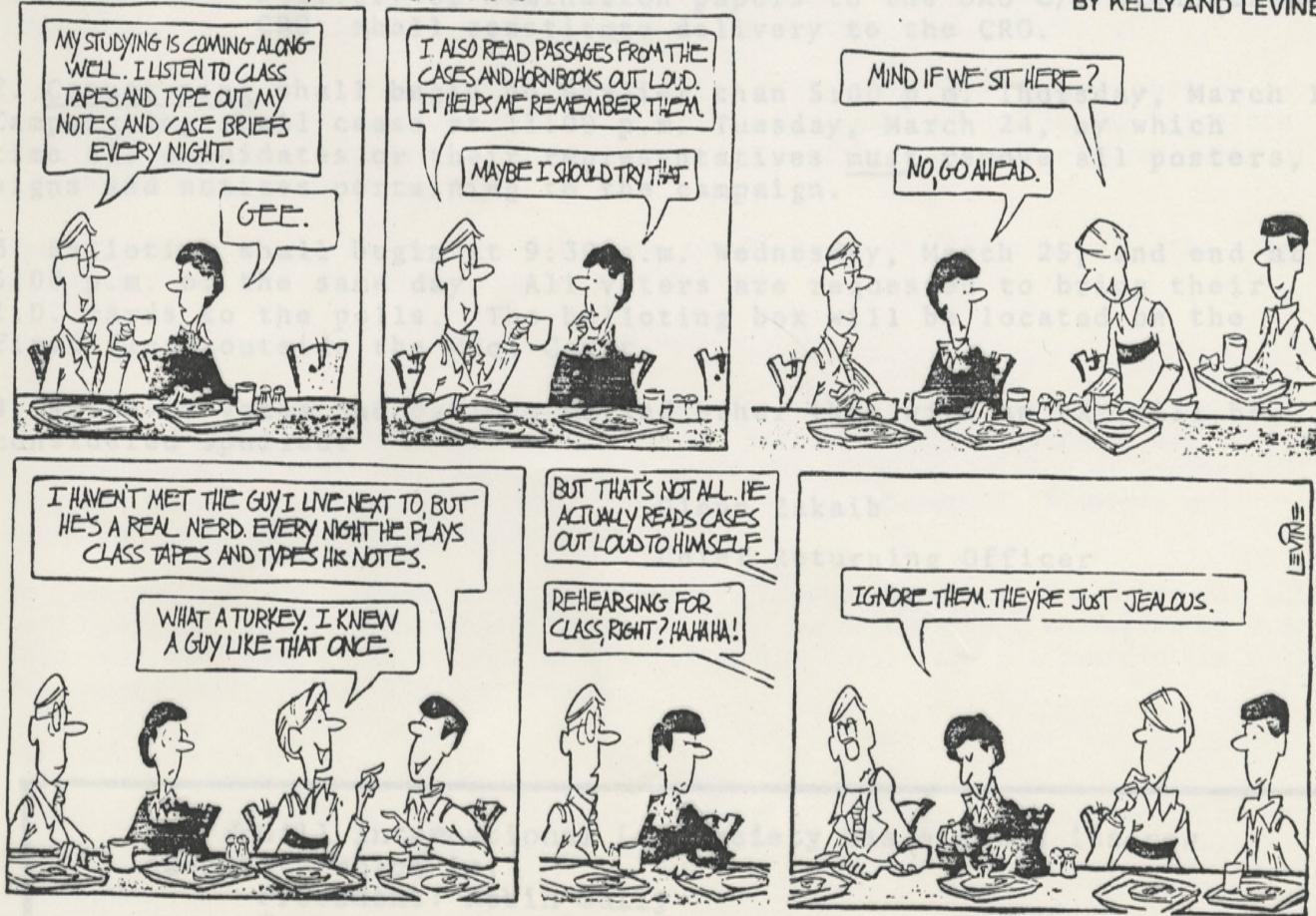
The Curriculum Committee's Report is a complex ten page document which takes time and effort to fully understand. Copies are available at the L.U.S. office and any comments would be appreciated. The Faculty Council meeting will be held tomorrow at 4:00 P.M. in room 202-

L.U.S. Council Meeting will be held Tuesday March 24 at 8:00 P.M., 202-9.

BUTTNOSE

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BY KELLY AND LEVINE



IMPORTANT NOTICE: The bookstore will be returning TEXTS to the publishers this weekend. Your last chance to purchase will be this Friday (\$-20).

We will be open for all other business until March 27.

Note: All special orders are now in, please pick them up.

L.U.S. Election Information

Nominations are open for the following positions:

- 1) PRESIDENT
- 2) VICE PRESIDENT CIVIL LAW
- 3) VICE PRESIDENT COMMON LAW
- 4) SECRETARY
- 5) TREASURER
- 6) STUDENT REPRESENTATIVE ON FACULTY COUNCIL
- 7) SOCIAL CO-ORDINATOR
- 8) STUDENT REPRESENTATIVE FOR FACULTY OF LAW ON STUDENT'S COUNCIL

1. Students interested in running for one of these positions must complete and submit a nomination paper in the following form:

- a) The nomination paper must read:
"I nominate _____ for the position of _____ for the academic year 1981-82."
- b) All nomination papers must be signed by 20 students eligible to vote pursuant to Article 11 of the LUS Constitution.

Article 11 - Elections

11.1 The President, Secretary and Treasurer shall be elected by all the members of the Society.

11.2 The Vice-President Civil Law shall be elected exclusively by Civil Law Students, members of the Society, and the Vice-President Common Law shall be elected exclusively by Common Law Students, members of the Society.

11.3 The Student Representative on Faculty Council shall be elected by all the members of the Society.

11.4 The Social Co-ordinator shall be elected by all members of the Society.

c) When signing a nomination paper, students shall indicate their programme and year.

d) Nomination papers must be handed to the Chief Returning Officer (CRO) no later than 5:00 p.m. Thursday, March 19. Papers submitted after this date will not be considered. Delivery of nomination papers to the SAO c/o Glenn Zakaib, CRO, shall constitute delivery to the CRO.

2. Campaigning shall begin no earlier than 5:00 p.m. Thursday, March 19. Campaigning shall cease at 11:00 p.m. Tuesday, March 24, by which time all candidates or their representatives must remove all posters, signs and notices pertaining to the campaign.

3. Balloting shall begin at 9:30 a.m. Wednesday, March 25, and end at 5:00 p.m. of the same day. All voters are requested to bring their I.D. cards to the polls. The balloting box will be located on the first floor outside the Moot Court.

4. Write-in votes and ballots marked other than with an "X" will be considered spoiled.

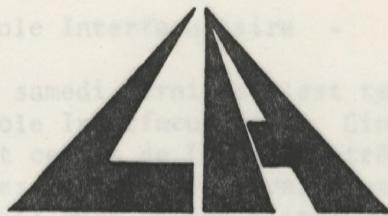
Glenn Zakaib

Chief Returning Officer

The McGill International Law Society has elected its new executive which is;

President: Robin Sully
Treasurer: Doug Roche
Secretary: Anne Charron

The final general meeting will be held THURSDAY, MARCH 19 at 1:00 P.M. in room 203 to discuss activities for next year.



McGill Campus Legal Aid Clinic

The clinic is operated by students. The members do not give advice but only give information and make suggestions.

To all first and second year students

A reminder that a meeting will be held on Thursday, 19 March at 1:00 in the Moot Court to acquaint you with the organization of the McGill Legal Aid Clinic.

A tous les étudiants de première et deuxième année

Une rencontre aura lieu jeudi, 19 mars à 1:00 dans le Moot Court dans le but de vous familiariser avec le fonctionnement de la Clinique D'aide Juridique McGill. On vous y attend.

PROJET EMPLOI DROIT

Guy Martin of McGill's Canada Manpower Center is updating information on our list of firms in Montreal. The revised list will be posted in our faculty on April 3.

If you have any questions regarding employment in Quebec, please contact Guy Martin at 283-4411 or leave a message for Brian Gans in the Job Bank mail slot at Rita Allaire's desk.

REPORT ON EXTRA-CURRICULAR MOOTING

This semester was another busy one in extra-curricular mooting. The Faculty of Law held the intra-mural Québec Bar Prize and was also represented in the Jessup International Law Moot, the Gale Cup and the Tribunal-Ecole Interfacultaire. Participation in these various competitions was made possible by the financial contributions and support of the Dean.

Québec Bar Prize -

On Saturday March 7th was held the Québec Bar Prize Moot before approximately 125 spectators in the Moot Court. The problem, written by Harold Seltzer, was one of Corporate Law and dealt with minority shareholders' rights upon an amalgamation squeeze-out. The appellants were represented by François Lachaine, and Nicholas Spillane who was selected as the Best Oralist. Ralph Mastromonaco and Ron Silverson who represented the Respondent were awarded as winning team the Annual Moot Court Competition Cup and cash prizes from the Bars of Montréal and Québec.

The Bench, which consisted of Mr. Justice Brian Dickson of the Supreme Court of Canada, Mr. Justice Marc Beauregard of the Court of Appeal of Québec and Associate Chief Justice James Hugessen of the Superior Court of Québec, had glowing words of praise for all of the participants.

Special thanks go out to Professors Buckley and Simmonds for their help in the drafting of the problem and the supervision of the mooters.

Jessup Moot -

The Jessup Moot team returned a few weeks ago from the Canadian championships held in Calgary. This year the members were Jerome Bartlett, Samuel Berman, Carl Pike, Stephen Toope and Mark Yang and they were under the able supervision of Professor Vlasic. We would also like to thank Professors Atala, Haanappel, Simmonds and Magdelénat for their help with the practice moots.

No team prizes were awarded to McGill, however, Stephen Toope won the prize for third best oralist. Special congratulations have to be extended to our confrères at U.de M. This year was their first attempt at the Jessup and their team was awarded the prize for second best overall oral performance.

Gale Cup -

The Gale Cup was held at Osgoode Hall on February 27 and 28. The case appealed from was the Supreme Court of Canada decision in Attorney General of Canada v. Labatt Breweries

McGill's team was made up of Vronnie Eng and Max Weder for the Appellants, Greg Gubitz and Paul Famula for the Respondents. McGill finished sixth overall, having won as Respondents against University of Ottawa and lost as Appellants against Osgoode Hall. The team from the University of Toronto came first overall.

We express our gratitude to Professor Scott for his helpful advice as supervisor of this competition and to Professor Macdonald for his contribution in the practice moot.

Vendredi et samedi derniers s'est tenue à l'Université de Sherbrooke l'édition 1981 du Tribunal-Ecole Interfacultaire. Cinq Facultés de Droit participaient à cette compétition, soit celles de Laval, Montréal, Ottawa et McGill; trois étaient appelantes, deux, intimées. La Finale devait mettre aux prises la meilleure équipe d'appelants contre la meilleure équipe d'intimés.

L'équipe de McGill composée de Clément Gascon et Pierre Lefebvre était appelante et représentait un courtier en immeubles poursuivant son client en réclamation de commission pour services rendus. La demi-finale fut entendue par M. le juge Marc Beauregard de la Cour d'Appel et MM. les juges Georges Savoie et Thomas Tôth, de la Cour Supérieure. La finale eut lieu devant M. le juge Beetz de la Cour Suprême du Canada, M. le juge Claude Bisson de la Cour d'Appel et M. le juge Carrier Fortin de la Cour Supérieure.

En finale, McGill s'est retrouvée contre l'Université d'Ottawa et reçut le prix de la meilleure équipe. Clément Gascon se vit accorder le prix du meilleur plaideur.

Nous remercions cordialement le professeur Jobin pour son aide précieuse en tant que conseiller de cette compétition pour les participants de l'Université McGill, ainsi que le professeur Morissette pour sa participation très appréciée lors de la pratique des compétiteurs.

These various competitions were co-ordinated by my confrères Chantal Desjardins, Ann Soden, Harold Seltzer (Québec Bar Prize), Mark Newton (Jessup), Joseph Perlini (Gale Cup) and Pierre Lefebvre (Tribunal-Ecole Interfacultaire).

Finally, on behalf of the Moot Court Board, I would like to extend our congratulations to all the participants in this year's extra-curricular moots for their deserving performances.

Diane Hébert

Diane Hébert
Chairperson
Moot Court Board



The McGill Law Journal
Revue de droit de McGill

Copies of the volume 26.2 issue are available
in the Law Journal office.

CLASS PARTY : ALL 3RD AND 4TH YEAR STUDENTS ARE INVITED TO THOMPSON HOUSE
A.K.A. GRAD CENTRE ON MCTAVISH STREET ON SATURDAY MARCH 21 FROM 9PM TO 2AM
SOME FREE BEER WILL BE PROVIDED

People

DEAR BORA,

The last few years I have served my country as a member of the Navy. As a consequence I do not find law school very stimulating and have been looking for an alternative. Yesterday I saw a poster about studying abroad. I was shocked! I have never seen advertisements offering programs to study a stud. I find this type of sexual discrimination abhorrent. You may think that this is insignificant, but it is only an example of an on-going conspiracy to repress the male sex. Additional evidence of this plot are the extra services offered to women in the faculty -- a couch and slot machine in the washroom, a turnstile in the library which is a stimulant to women and a deterrent to men and countless other examples. These prejudices are reflected institutionally in the small number of male members in the secretarial staff and legislatively in the proposed amendment to the rape provision in the Criminal Code which would only make it easier to imprison men for acts which the females enjoyed and encouraged. Why does the Faculty pay lip-service to the raging hormonal imbalances of women? What can be done to solve this deviant and discriminatory dilemma?

Signed,

I. M. Sea Man

Dear I.M.,

It always takes time and patience to reverse inbred attitudes and convince those who hold them to embrace views which are more abreast of the times. I suggest that you form a group called Men in Law to organise and spearhead this praiseworthy effort. You can begin by suggesting that the first social event should serve doughnuts instead of weiners, and display exceptionally exploitive extracts from newspapers on your bulletin board (highlighted to draw attention to the meat of the article). However proceed with caution as you are probing a very sensitive area. If you offend the wrong people you might find yourself subject to penile sanctions.